

JOURNAL OF THE SENATE

224

Friday, May 2, 1947

The Senate convened at 11:00 o'clock, A. M., pursuant to adjournment on Thursday, May 1, 1947.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

—38

A quorum present.

The following Prayer was offered by the Chaplain:

"O Lord, grant to us so to love Thee with all our heart, with all our mind, and with all our soul, and our neighbor as ourselves, that the grace of charity and brotherly love may dwell in us, and all envy, harshness, and ill will may die in us; and fill our hearts with feelings of love, kindness, and compassion, so that, by constantly rejoicing in the happiness and good success of others, by sympathizing with them in their sorrows, and putting away all harsh judgment and envious thoughts, we may follow Thee, who art Thyself the pure and perfect Love. Through Jesus Christ, our Lord, we ask this. Amen."

The reading of the Journal was dispensed with by waiver of the rules.

The Journal of Monday, April 28, 1947, was further corrected as follows:

Page 21, column 1, in line 32, counting from the top of the column, strike the figures "232" and insert in lieu thereof the figures "174."

And as further corrected was approved.

The Journal of Wednesday, April 30, 1947, was further corrected as follows:

On page 7, column 1, at the beginning of line 8, strike the letters "S. B." and insert in lieu thereof the letters "H. B."

And as further corrected was approved.

The Journal of Thursday, May 1, 1947, was corrected as follows:

On Page 5, column 2, in line 11, strike out the name "Fraser (31)".

Also—

On page 9, column 1, strike out lines 3 to 5, both inclusive, and insert in lieu thereof the following:

"Senator McArthur moved that Senate Bill No. 291, previously referred to the Committee on Cities and Towns, be also referred to the Committee on Finance and Taxation, jointly."

Also—

On page 23, column 2, in line 24, counting from the bottom of the column, strike out the word "House" and insert in lieu thereof the word "Senate."

And as corrected was approved.

REPORTS OF COMMITTEES

Your Committee on Judiciary "B", to whom was referred:

S. B. No. 383—A bill to be entitled An Act to amend Section

510.04, Florida Statutes, 1941, relating to Hotels, providing liability for property of guests and tenants.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

LLOYD F. BOYLE,
Chairman of Committee.

And Senate Bill No. 383, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B", to whom was referred:

S. B. No. 385—A bill to be entitled An Act to amend Sections 511.01, 511.05, 511.18, 511.19 and 511.20, Florida Statutes, 1941, relating to Hotels, Apartment Houses, Motor Courts, Rooming Houses, Trailer Courts and Restaurant and Dining Cars; defining terms, providing for revocation of license and regulating fire exits.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

LLOYD F. BOYLE,
Chairman of Committee.

And Senate Bill No. 385, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B", to whom was referred:

S. B. No. 384—A bill to be entitled An Act to amend Section 509.02 and Section 509.05, Florida Statutes, 1941, relating to the Hotel Commission, providing for salary increase, and the office thereof.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

LLOYD F. BOYLE,
Chairman of Committee.

And Senate Bill No. 384, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 279—A bill to be entitled An Act to amend Section 40.24, Florida Statutes, 1941, as amended by Section 7, Chapter 22858, Laws of Florida, Acts of 1945, relating to the Pay of Jurors.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 279, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 406—A bill to be entitled An Act requiring the Trustees of the Internal Improvement Fund of the State of Florida to furnish to the County Tax Assessors the name and address of the grantee in any deed from said Trustees, together with certain other information with regard thereto and also requiring the Trustees to furnish similar information with regard to any contract into which they have entered to sell any lands where such lands are subject to taxation.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 406, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 405—A bill to be entitled An Act making it the duty of the County Tax Assessor to require owners of personal property to file the tax returns now required by law, except where after diligent search and inquiry the County Tax Assessor is convinced that the household goods and personal effects used exclusively in such person's home do not exceed \$500.00 in value, in which event no assessment shall be made and providing for the cancellation of same if inadvertently made.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 405, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 282—A bill to be entitled An Act amending Section 46.01, Florida Statutes, 1941, relating to the Venue of Actions in Civil Proceedings.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 282, contained in the above report, was laid on the table.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 285—A bill to be entitled An Act amending Section 54.14, Florida Statutes, 1941, relating to the number of jurors in civil trial jury.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 285, contained in the above report, was laid on the table.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 278—A bill to be entitled An Act amending Section 142.07, Florida Statutes, 1941, relating to pay rolls of witnesses in County Courts and County Criminal Courts of Record.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 278, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 280—A bill to be entitled An Act amending Section 794.01, Florida Statutes, 1941, relating to rape and forcible carnal knowledge.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 280, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 241—A bill to be entitled An Act to prohibit drunkenness, to provide a penalty for the violation thereof and to repeal Chapter 856.01 Florida Statutes annotated and all other laws and parts of laws in conflict therewith.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 241, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 287—A bill to be entitled An Act to allow suit money, including a reasonable Attorney's Fee, to a divorced wife in proceedings now pending or hereafter instituted for the purpose of modifying a Final Decree of Divorce, including proceedings for the modification of Divorce Decrees recorded prior to the effective date of this Act.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 287, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 379—A bill to be entitled An Act directing and requiring the Trustees of the Internal Improvement Fund of Florida to make a survey for the purpose of establishing and to establish, by permanent marker, the corners of each township in each county of the State of Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 379, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 283—A bill to be entitled An Act to amend Sections 40.05, 40.06, 40.09, 40.10, Florida Statutes, 1941, and Section 40.43, Florida Statutes, 1941, as amended by Section 8 of Chapter 21973, Laws of 1943, to provide for and create a jury commission in each county of this State; prescribing qualifications of members, method of appointment, powers, duties, functions and official terms; and relating to the selection of jury lists by Jury Commission, transcription and preservation of the lists; and repealing Sections 40.02, 40.03, Florida Statutes, 1941, as amended by Section 1, Chapter 21740, Laws of 1943, and 40.04, Florida Statutes, 1941.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 283, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "C", to whom was referred:

S. B. No. 146—A bill to be entitled An Act to amend Section 511.18, Florida Statutes, 1941, relating to the equipment of hotels, apartment houses, rooming houses or restaurants with outside stairway fire escapes.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
PHILIP D. BEALL, JR.,
 Chairman of Committee.

And Senate Bill No. 146, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on State Institutions, to whom was referred:

S. B. No. 361—A bill to be entitled An Act relating to the Florida Industrial School for Boys and the Florida Industrial School for Girls; relating to the powers, authority and jurisdiction of the Board of Commissioners of State Institutions in regard to children sentenced to said schools and in regard to youthful State prisoners; and authorizing the segregation of such children and youthful State prisoners.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
JEFF FLAKE,
 Chairman of Committee.

And Senate Bill No. 361, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on State Institutions, to whom was referred:

S. B. No. 252—A bill to be entitled An Act relating to the use of State convicts in the development and maintenance of the State Park System.

Have had the same under consideration, and recommend that the same be placed on the Calendar of Bills on Second Reading, without recommendation.

Very respectfully,
JEFF FLAKE,
 Chairman of Committee.

And Senate Bill No. 252, contained in the above report, was referred to the Committee on Forestry and Parks, pursuant to the joint reference.

Your Committee on Agriculture and Livestock, to whom was referred:

S. B. No. 171—A bill to be entitled An Act to require the enrichment of flour, bread, degerminated meal and degerminated grits by adding certain nutritional ingredients which, normal to grain and vital to health, are depleted in these foods as a result of refining and processing; and to provide for the administration and enforcement thereof.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
A. L. WILSON,
 Chairman of Committee.

And Senate Bill No. 171, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Public Health, to whom was referred:

S. B. No. 359—A bill to be entitled An Act relating to the Retail Sale of Dangerous and Habit Forming Drugs and declaring Drugs Containing Barbituric Acid to be dangerous.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,
W. B. MOON,
 Chairman of Committee.

And Senate Bill No. 359, contained in the above report, was laid on the table.

Your Committee on Public Health, to whom was referred:

S. B. No. 358—A bill to be entitled An Act amending Section 458.14, Florida Statutes, 1941, relating to the sign to be at the entrance, or any road, at the place of business of those engaged in the practice of the Medical or Healing Arts and penalties for violation.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
W. B. MOON,
 Chairman of Committee.

And Senate Bill No. 358, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Agriculture and Livestock, to whom was referred:

S. B. No. 11—A bill to be entitled An Act providing for the Safety of Motorists upon the Public Streets and Highways by prohibiting livestock from roaming at large upon the streets or highways or the right-of-way thereof within the State of Florida; providing for the impounding of such livestock; providing for the recovery thereof; providing for the sale of such livestock; and repealing all laws in conflict.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,
A. L. WILSON,
 Chairman of Committee.

And Senate Bill No. 11, contained in the above report, was laid on the table.

Your Committee on Judiciary "B", to whom was referred:

H. B. No. 234—A bill to be entitled An Act to amend Section 240.10, Florida Statutes of 1941, relating to disbursements for institutions made on written vouchers by the Board of Control, or by or through the Board of Commissioners of State Institutions, by providing for including in the same Law the State Plant Board and the State Soil Conservation Board, providing for the prompt payment of all vouchers as soon as received, providing for revolving funds to be set up by certain institutions, branches or departments thereof, to pay any legitimate expenses of the said agencies, providing for disbursements from such revolving funds and reimbursement to such funds, providing for protection of such funds and repealing all Laws and parts of Laws in conflict herewith.

Also—

H. B. No. 171—A bill to be entitled An Act relating to the attestation and acknowledgment and certification of acknowledgment of deeds, contracts, mortgages, assignments of mortgage, satisfactions of mortgage and of any other instrument required by law to be acknowledged as a part of the execution thereof or as a condition precedent to being recorded.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
LLOYD F. BOYLE,
 Chairman of Committee.

And House Bills No. 234 and 171, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Your Committee on Agriculture and Livestock, to whom was referred:

S. B. No. 62—A bill to be entitled An Act to amend Sections 604.15, 604.16 and 604.30, Florida Statutes, 1941, relating to and requiring the licensing, bonding and regulation of certain dealers in agricultural products and providing remedies and punishment for violation thereof.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
A. L. WILSON,
 Chairman of Committee.

And Senate Bill No. 62, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Agriculture and Livestock, to whom was referred:

S. B. No. 63—A bill to be entitled An Act authorizing the State Agricultural Marketing Board of Florida to sell, exchange, convey or otherwise dispose of any land, real property or personal property owned or held by said Board when not needed for the purposes for which the said Board was created.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
A. L. WILSON,
Chairman of Committee.

And Senate Bill No. 63, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Agriculture and Livestock, to whom was referred:

S. B. No. 271—A bill to be entitled An Act amending Section 3 of Chapter 19,231 Laws of Florida 1939, otherwise described as Section 501.03 of Florida Statutes, 1941, said Chapter 19,231 being: "An Act to provide for the regulation, supervision and control of the production, processing, bottling, transportation, storage, distribution and sale of milk, cream and milk products, including regulation of prices, and for this purpose to create a Milk Commission, defining its jurisdiction, powers and duties, to declare that an emergency exists and is continuing; to provide for the appointment, suspension, removal, compensation, costs and expenses of such Commission and the members thereof, officers, agents, administrators and employees thereof; to provide for licensing of producers, producer-distributors and milk dealers; to provide for the raising of funds through license fees and other charges for the administration of this Act; to provide for the disposition of the revenue collected hereunder, and to impose penalties for violation of the provisions of this Act; to provide for the legal succession by this Commission herein created of the Milk Board established by Chapter 18,022, Laws of Florida, Acts of 1937."

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
A. L. WILSON,
Chairman of Committee.

And Senate Bill No. 271, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Corporations, to whom was referred:

S. B. No. 175—A bill to be entitled An Act to amend Section 610.09, and 610.13, of the Florida Statutes 1941 (Chapter 14677, Acts of 1931) with reference to requiring corporations, both foreign and domestic, authorized to do business in Florida annually to file with the Secretary of State certain reports and to pay certain tax known as the capital stock tax.

Have had the same under consideration, and recommend that the same do pass

Very respectfully,
WALTER G. WALKER,
Chairman of Committee.

Also—

Your Committee on Appropriations, to whom was referred:

S. B. No. 175—A bill to be entitled An Act to amend Section 610.09, and 610.13, of the Florida Statutes 1941 (Chapter 14677, Acts of 1931) with reference to requiring corporations, both foreign and domestic, authorized to do business in Florida annually to file with the Secretary of State certain reports and to pay certain tax known as the capital stock tax.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
W. A. SHANDS,
Chairman of Committee.

And Senate Bill No. 175, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B", to whom was referred:

S. B. No. 362—A bill to be entitled An Act amending Sections 322.28 and 322.31, Florida Statutes, 1941, relating to the period of suspension on revocation and the rights of appeal of any person whose driver's license has been denied, canceled, suspended or revoked.

Also—

S. B. No. 366—A bill to be entitled An Act amending Section 610.35, Florida Statutes, 1941, relating to the use of the term "Club" in this State and excepting Country Clubs and Golf Clubs from the purview of Sections 610.31 to 610.36, Florida Statutes, 1941.

Also—

S. B. No. 367—A bill to be entitled An Act to provide under certain conditions suit money, including a reasonable attorney's fee, to a divorced wife or husband in proceedings subsequent to the rendition of a final decree of divorce by the Courts of this State.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
LLOYD F. BOYLE,
Chairman of Committee.

And Senate Bills Nos. 362, 366 and 367, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B", to whom was referred:

Committee Substitute for H. B. No. 8—A bill to be entitled An Act amending Section 192.48, Florida Statutes, 1941, relating to Murphy Act lands, and to provide that the provisions thereof shall be applicable to any deed executed pursuant to any tax foreclosure or tax forfeiture to satisfy a tax lien and to any deed executed by the State, County, Municipality, Drainage District or other taxing unit pursuant to any tax foreclosure, tax forfeiture, or any other proceeding to satisfy a tax lien.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
LLOYD F. BOYLE,
Chairman of Committee.

And Committee Substitute for House Bill No. 8, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Appropriations, to whom was referred:

H. B. No. 5—A bill to be entitled An Act amending Sections 585.02, 585.03, 585.04, 585.08, 585.09, 585.12, 585.13, 585.16, 585.17, 585.24, 585.25, 585.27, and 585.28, Florida Statutes, 1941, and repealing Section 585.29 thereof, all relating to the State Live Stock Sanitary Board, its powers, duties, headquarters of Board and place of meeting, procedure for condemnation of domestic animals and property by the Board, and providing for the employment of an attorney, or attorneys, to represent said Board, and fixing his compensation, and providing for the employment of a State Veterinarian, prescribing his qualifications, powers and duties, and providing for his compensation, and providing for the appointment of Supervisor of Tick Eradication Program and defining his powers, duties and providing for his compensation, place of office, or offices, and for the appointment of Live Stock Inspectors and such other labor, agents and representatives as said Board may determine, provide for their term of office, compensation, powers and duties; and providing for penalties, including damages, against any person knowingly or wilfully transporting or moving live stock with transmissible diseases; and by adding to Chapter 585 Florida Statutes, 1941, relating to State Live Stock Sanitary Board, two sections to be known and designated as Section 585.44 and 585.45, providing for the right of appeal to Circuit Judge of Circuit Court of the County in which the office of Supervisor of Tick Eradication Program is located by any owner of land or cattle within the tick infested area or adjacent thereto, which may be affected by any rule or regulation adopted or promulgated by said Board, and providing for an appropriation for the enforcement of said Chapter 585 and expense incurred thereunder.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
W. A. SHANDS,
Chairman of Committee.

Also—

Your Committee on Agriculture and Livestock, to whom was referred:

H. B. No. 5—A bill to be entitled An Act amending Sections 585.02, 585.03, 585.04, 585.08, 585.09, 585.12, 585.13, 585.16, 585.17, 585.24, 585.25, 585.27 and 585.28, Florida Statutes, 1941, and repealing Section 585.29 thereof, all relating to the State Live Stock Sanitary Board, its powers, duties, headquarters of Board and place of meeting, procedure for condemnation of domestic animals and property by the Board, and providing for the employment of an attorney, or attorneys, to represent said Board, and fixing his compensation, and providing for the employment of a State Veterinarian, prescribing his qualification, powers and duties, and providing for his compensation, and providing for the appointment of Supervisor of Tick Eradication Program and defining his powers, duties and providing for his compensation, place of office, or offices, and for the appointment of Live Stock Inspectors and such other labor, agents and representatives as said Board may determine, provide for their term of office, compensation, powers and duties; and providing for penalties, including damages, against any person knowingly or wilfully transporting or moving live stock with transmissible diseases; and by adding to Chapter 585 Florida Statutes, 1941, relating to State Live Stock Sanitary Board, two sections to be known and designated as Section 585.44 and 585.45, providing for the right of appeal to Circuit Judge of Circuit Court of the County in which the office of Supervisor of Tick Eradication Program is located by any owner of land or cattle within the tick infested area or adjacent thereto, which may be affected by any rule or regulation adopted or promulgated by said Board, and providing for an appropriation for the enforcement of said Chapter 585 and expense incurred thereunder, and repealing all laws in conflict herewith.

Have had the same under consideration and recommend that the same do pass, with the following amendments:

Amendment No. 1:

In Section 7, lines 42 and 43, (typewritten bill) strike out the words: "a penal bond in the sum of one thousand dollars" and insert in lieu thereof the following: "a bond in the penal sum of one thousand dollars."

Very respectfully,
A. L. WILSON,
Chairman of Committee.

And House Bill No. 5, contained in the above report, together with Committee amendment thereto, was placed on the Calendar of Bills on Second Reading.

Your Committee on Miscellaneous Legislation, to whom was referred:

S. B. No. 293—A bill to be entitled An Act to authorize the issuance of license to certain holders of permits for the conducting of horse racing in the State of Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
EDWIN G. FRASER,
Chairman of Committee.

And Senate Bill No. 293, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading—

S. B. No. 345—A bill to be entitled An Act making appropriations for the salaries of the Officers and Employees of the State and for the current operating expenses of the departments and branches of the State Government for the annual periods beginning July 1, 1947 and July 1, 1948.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,
G. C. PERDUE,
Chairman of Committee.

And Senate Bill No. 345, contained in the above report, was ordered certified to the House of Representatives.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading—

S. B. 110—A bill to be entitled An Act providing for the licensing of persons, firms and corporations dealing in trailer coaches and vehicles not self-propelled, used for housing accommodations and providing qualifications, license fee, bond, and other provisions of the protection of general public, providing certain liabilities for violations of this Act requiring that records be kept and that same be made available to the Motor Vehicle Commissioners, providing penalties and for the enforcement of this Act.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,
G. C. PERDUE,
Chairman of Committee.

And Senate Bill No. 110, contained in the above report, was referred to Committee on Enrolled Bills.

Your Joint Committee on Enrolled Bills, to whom was referred:

House Joint Resolution No. 93:

A joint resolution proposing an amendment to Article VIII of the Constitution of the State of Florida relative to assessment of property for taxes and the collection of taxes, by adding thereto additional sections to provide that in the County of Pinellas, State of Florida, the County Tax Assessor shall assess the property of the County for the purpose of levying State, County, School and Municipal taxes levied by the State, County, County School Board, School Districts, Special Tax School Districts and Municipalities of the County, and that the County Tax Collector shall collect the said tax.

Also—

H. B. No. 129—A bill to be entitled An Act providing for the reinstatement of Norman T. Whitworth as an employee of the City of Tampa as a member of the Police Department of the City of Tampa, said reinstatement to be effective as of October 13th, 1944, providing for the payment to Norman T. Whitworth all back salary from October 13th, 1944, to the 12th day of November, 1945, providing that the City of Tampa deduct from said back salary the amount the said Norman T. Whitworth would have paid into the pension fund of the policemen and firemen of the City of Tampa had he received said salary at said time, and the City of Tampa shall pay said amount so deducted into said pension fund the same as if it had been paid in by the said Norman T. Whitworth; providing for the eligibility of Norman T. Whitworth to participate as a member of the Police Department of the City of Tampa, Florida, in all of the benefits of the city pension fund for firemen and policemen of the City of Tampa created by Chapter 17164 of the Laws of Florida, Chapter 21590 of the Special Acts of 1941, Chapter 22473 of The Special Acts of 1943, and any other Act, requiring the Board of Trustees administering said fund to list the name of Norman T. Whitworth among the names of those eligible to participate in said benefits and providing that the City of Tampa and said trustees shall pay to Norman T. Whitworth in a lump sum the monthly pension he would have otherwise received from the 12th day of November, 1945, to the date this Act becomes a law; providing that Norman T. Whitworth shall thereafter receive his monthly pension; requiring the City of Tampa to enter into a contract with Norman T. Whitworth in the same

manner as other members of the said department who are eligible to participate in said benefits and to repeal any and all laws in conflict therewith.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

J. W. LINDLER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Joint Resolution and Bill contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Your Joint Committee on Enrolled Bills, to whom was referred:

H. B. No. 155—A bill to be entitled An Act relating to the compensation of the clerks of the Circuit Court for services performed in suits or proceedings before the Circuit Courts in all of the Counties in the State of Florida, having a population of more than 43,000 and less than 48,000, according to the seventh census of the State of Florida, of 1945.

Also—

H. B. No. 205—A bill to be entitled An Act relating to the compensation of the Tax Collector, Tax Assessor and the Supervisor of Registration in all Counties having a population of not less than 8200 and not more than 8250, according to the last Federal Census; authorizing the County Commissioners of said Counties to pay salaries to said officials and make certain deductions thereof from their fees and commissions.

Also—

H. B. No. 272—A bill to be entitled An Act abolishing the jurisdiction of the City of Hollywood, in the County of Broward, and State of Florida, over the property herein described; and extending and enlarging the corporate limits of the City of Dania, in the County of Broward, and State of Florida; and to give said City of Dania jurisdiction over the territory embraced in said extension, and repealing all laws or parts of laws in conflict.

Also—

H. B. No. 318—A bill to be entitled An Act to abolish the present municipal corporation of the town of Greenacres City, County of Palm Beach, State of Florida, and to create, establish and constitute a municipal corporation to be known and designated as the town of Greenacres City, County of Palm Beach, State of Florida; to prescribe the territorial limits thereof; to prescribe the form of government and to confer certain powers upon said municipality and the officers thereof; to legalize and validate the ordinances of said town of Greenacres City; to provide for the jurisdiction and powers of its officers and to provide for the carrying into effect the provisions of this Act, and providing a referendum for this Act.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

J. W. LINDLER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Your Joint Committee on Enrolled Bills, to whom was referred:

H. B. No. 79—A bill to be entitled An Act prohibiting and making it unlawful for horses, asses, mules, cattle, swine, sheep, goats, and other grazing animals to run or roam at large within St. Johns County, Florida; providing for impounding of livestock found running or roaming at large in violation of this Act; providing impounding fees and for the collection thereof; providing for the sale or other disposition of impounded livestock: making it a misdemeanor to allow such livestock to run or roam at large in violation of this Act. And making the owner who permits livestock to run or roam at large in violation of this Act liable for damages for all injuries caused, not exceeding the sum of \$1,000.00, by such livestock while running or roaming at large in violation of this Act, and providing a lien therefor, and making it the duty of the Board of County Commissioners of St. Johns County, Florida to construct fences along the boundary lines of said county which do not have natural barriers, unless the adjoining county shall likewise prohibit livestock from running or roaming at large, and making it the duty of the State Road Department of Florida to construct suitable cattle guards on the Boundary lines of said county wherever any State Road crosses the boundary line of an adjoining county, which does not prohibit livestock from running or roaming at large; and providing that this Act shall take effect on January 1st, 1949, in the event this Act is approved by a majority of the electors voting for same at a special election to be called in St. Johns County, Florida, for such purpose.

Also—

H. B. No. 103—A bill to be entitled An Act relating to the compensation of the Clerk of Circuit Court for services performed in suits or proceedings before the Circuit Court in all counties of the State having a population of more than 4,925 and less than 4,956 according to the State Census of 1945.

Also—

H. B. No. 192—A bill to be entitled An Act relating to the incorporation of municipalities; amending Sections 165.01, 165.03, and 165.04 of the Florida Statutes, 1941, to provide that the incorporators shall be male and female inhabitants and freeholders and registered voters of the hamlet, village, town or community to be incorporated, and repealing all laws or parts of laws in conflict herewith.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

J. W. LINDLER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

H. B. No. 207—A bill to be entitled An Act relating to and providing for the consolidation of all the special tax school districts of Saint Lucie County into one special tax school district and making the boundaries of said consolidated district co-extensive with Saint Lucie County and providing for a referendum election to determine when and if same shall take effect.

Also—

H. B. No. 216—A bill to be entitled An Act to amend Chapter 21538, Laws of Florida, 1941, relating to the Town of South Bay, Florida so as to incorporate a new section under Article I thereof authorizing said town to issue its bonds in evidence of money borrowed for any of its corporate purposes and providing for the payment of such bonds including interest thereon.

Also—

H. B. No. 219—A bill to be entitled An Act to amend Chapter 22352, Laws of Florida, 1943, to provide that certain city employees shall reside within the County of Duval, and that they shall be qualified voters.

Also—

H. B. No. 225—A bill to be entitled An Act authorizing and requiring the Board of County Commissioners of Santa Rosa County, Florida, to convert, apportion, and pay over to the Board of Public Instruction of Santa Rosa County, Florida, one-half of all monies received by said county under the provisions of Chapters 550 and 551, Florida Statutes, 1941, and any amendatory or supplementary Act thereto, said Chapters being the Race Track and Frontons Law respectively.

Also—

H. B. No. 250—A bill to be entitled An Act to amend Section 310.03, Florida Statutes, 1941, relating to the examining and licensing of pilots, by providing for a maximum of three pilots for the Port of Port St. Joe.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

J. W. LINDLER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

H. B. No. 251—A bill to be entitled An Act to amend Sections 3, 12 and 14 and to restate Section 7 of Chapter 20789, Laws of Florida, Acts of 1941, entitled "An Act to create and establish a Juvenile Court in and for Polk County, Florida; to provide for a judge of said court and to define his powers and duties; to provide for the expenses of said court and compensation of said Judge, and to provide for the appointment of probation and assistant probation officers and clerk of the Juvenile Court, and repealing conflicting laws and providing for a referendum"; and to amend Sections 1, 5 and 6 of Chapter 22862, Laws of Florida, Acts of 1945, Amending Chapter 20789, and to provide for the transportation of Juveniles under the jurisdiction of said court and to repeal laws or parts of laws in conflict with this Act.

Also—

H. B. No. 280—A bill to be entitled An Act to amend Section two of Chapter 7005, Laws of Florida, approved June 8, 1915, entitled "An Act to create and establish a Juvenile Court in and for Duval County, Florida; to confer its powers and define its jurisdiction; to provide for the Judge of said Court and to define his powers and duties; and to provide for the expense of said Court and compensation of said Judge", as amended by Chapter 10493, Laws of Florida, approved May 28, 1925.

Also—

H. B. No. 291—A bill to be entitled An Act fixing and prescribing the compensation of members of Board of County Commissioners of the County of Seminole, Florida.

Also—

H. B. No. 294—A bill to be entitled An Act relating to the awarding of contracts or purchase of any goods, supplies or materials for County purposes or uses, by the Board of County Commissioners of Polk County, Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

J. W. LINDLER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

H. B. No. 292—A bill to be entitled An Act authorizing Hillsborough County, Florida, by and through its Board of County Commissioners to acquire recreational facilities by gift, purchase at public or private sale, lease, or eminent domain, and to own and operate such facilities, including land necessary therefor, a bathing beach or beaches, swimming pool or pools, and all properties and equipment, incident, useful or necessary therefor; to levy taxes for the foregoing purposes; to accept a grant of federal aid for accomplishing the said purposes; to contract for the construction, operation, regula-

tion or use of such facilities; to issue negotiable revenue bonds payable solely from revenue to be derived from the operation of said facilities for accomplishing the purposes of this Act; to create a separate department to operate said facilities; to charge and collect fees and commissions for the use of said facilities and to pledge any or all of such fees or commissions for the security and payment of any revenue bonds issued therefor.

Also—

H. B. No. 295—A bill to be entitled An Act to amend Section 4 of Chapter 9575 of the Laws of Florida, Acts of 1923, entitled "An Act authorizing the County Commissioners of Polk County, Florida, to establish a county hospital and farm for the indigent sick, and for paupers, and authorizing the said Board to borrow not to exceed one hundred thousand dollars (\$100,000) for such purpose and authorizing the said board to levy a tax to repay the same, and to levy a tax for the maintenance of the said hospital and farm, provided, the said board first submits this Act to the qualified voters of Polk County, Florida, and the same receives approval of a majority of the votes cast at the said election.

Also—

H. B. No. 296—A bill to be entitled An Act authorizing the Board of County Commissioners of Polk County, Florida, upon approval of the County Budget Commission of such County, to transfer funds or surplus funds from one item of a fund to another item, or to a new item of the same fund, or to another item or to a new item of a different fund, or to a new fund, and repealing all conflicting laws, including those requiring approval by State Comptroller.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

J. W. LINDLER,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

H. B. No. 303—A bill to be entitled An Act authorizing the City of Jacksonville to supply water and to extend its waterworks system in territory embraced within three miles beyond its incorporated boundaries; providing that the Board of County Commissioners of Duval County shall not grant exclusive franchises for the establishment of waterworks or the supply of water within such territory; authorizing the City Commission to prescribe reasonable rules and regulations for the drilling and use of artesian wells to a greater depth than 300 feet in said territory in order to conserve the use of subterranean waters beneath such territory; authorizing the City to acquire by gift, purchase, lease or condemnation artesian wells and waterworks systems hereafter established in such territory, and providing penalties for the violation hereof.

Also—

H. B. No. 319—A bill to be entitled An Act relating to the Lake Worth Drainage District, a Corporation under the general Drainage Laws of the State of Florida and existing in Palm Beach County, Florida, and fixing and prescribing a penalty to be imposed on delinquent drainage taxes of the said Lake Worth Drainage District.

Also—

H. B. No. 320—A bill to be entitled An Act relating to and providing for the consolidation of all the Special Tax School Districts of Palm Beach County, Florida, into one Special Tax School District and making the boundaries of said consolidated district coextensive with Palm Beach County; providing for three trustees for said School District; one trustee to reside in the territory lying west of the Twenty Mile Bend when produced north and south across Palm Beach County; one trustee to reside in the territory north of the Palm Beach Canal and east of said Twenty Mile Bend when produced north and south across Palm Beach County; one trustee to reside in the territory south of the Palm Beach Canal and east of the Twenty Mile Bend when produced north and south across Palm Beach County; providing that the said Special Tax School Districts consolidated as one School District shall

nevertheless be and remain primarily liable for their respective bonds and that taxes to pay their respective bonds shall be levied and collected in the same manner and to the same extent as such taxes were being levied and collected prior to this Act becoming a law.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,
J. W. LINDLER,
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

H. B. No. 327—A bill to be entitled An Act authorizing and empowering Hillsborough County, Florida, by and through its Board of County Commissioners, to acquire sites, offices and buildings, outside the county seat, for the purpose of housing officials and agencies of county government, and to pay the cost thereof from fees, commissions and charges allocable to said County, and from monies apportioned and distributed to said county under the provisions of Section 550.13 of the Florida Statutes, as amended and supplemented, and to maintain and operate said public building or buildings thereafter, and conferring and defining the rights, powers and duties of the County and District officers in relation thereto.

Beg leave to report that the same has this day been presented to the Governor for his approval.

Very respectfully,
J. W. LINDLER,
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

Committee Substitute for House Bill No. 180—A bill to be entitled An Act providing for the Compensation of Members of the Board of Public Instruction in all Counties of the State of Florida Having a Population of not Less Than 11,850 and not More Than 11,950 According to the 1945 Florida Census for the Period From April 12, 1945, to the Date This Act Becomes a Law, Validating and Confirming Payments of Compensation Heretofore Made During Said Period to Members of the Board of Public Instruction in Said Counties.

Also—

Committee Substitute for House Bill No. 181—A bill to be entitled An Act Fixing the Compensation of Members of the Board of Public Instruction in all Counties of the State of Florida Having a Population of not Less Than 11,850 and not More Than 11,950 According to the 1945 Florida Census.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,
J. W. LINDLER,
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

H. B. No. 101—A bill to be entitled An Act providing for the application of gasoline and other fuel tax funds accruing to Flagler County under Section 16 of Article IX of the Constitution of this State, to Flagler County's proportionate share of the cost of construction of the brick road originally constructed by St. Johns County.

Beg leave to report that the same has this day been presented to the Governor for his approval.

Very respectfully,
J. W. LINDLER,
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

By permission the following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 1, 1947.

Hon. S. D. Clarke,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Committee on Control of Legislative Expenditures—

S. B. No. 289—A bill to be entitled An Act to amend Section 11.12, 1945 Supplement Florida Statutes, 1941, relative to per diem, mileage and expenses of members of the Legislature, and making an appropriation therefor; and to amend Section 11.14, 1945 Supplement, Florida Statutes 1941, relative to compensation of officers and attaches of the Senate and House of Representatives.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 289, contained in the above Message, was referred to the Committee on Enrolled Bills.

By permission the following Senate Resolution was introduced:

By Senator Davis—

Senate Resolution No. 6:

A RESOLUTION CONCERNING THE PAY OF OFFICERS AND ATTACHES OF THE SENATE.

BE IT RESOLVED by the Senate of the State of Florida that: Effecting the pay period beginning April 25, 1947, the following salaries are to be paid to the Officers and Attaches of the Senate:

Section 1. Attaches to receive ten (\$10) dollars per diem:

(a) All Senators from the five largest senatorial districts, according to population, will be authorized to place upon the pay roll, at ten (\$10) dollars per diem, two secretaries.

(b) All other Senators will be authorized to place on the pay roll, at ten (\$10) dollars per diem, one secretary.

(c) The Secretary of the Senate and the employees of his staff are to receive ten (\$10) dollars per diem, each.

(d) The Head of the following departments are to receive ten (\$10) dollars per diem, each: Enrolling room, Engrossing room, Journal room, Stenographic Department.

(e) All elective officers of the Senate will receive ten (\$10) dollars per diem.

(f) The following employees will receive ten (\$10) dollars per diem each: Deputy Sergeant-at-Arms, Custodian of equipment and supplies, Legislative expense auditor, Pay roll clerk.

Section 2. Attaches to receive eight (\$8.00) dollars per diem.

(a) Qualified stenographers assigned to stenographic room.

Section 3. All other employees to receive seven (\$7.00) dollars per diem, except pages, who are to receive five (\$5.00) dollars per diem.

Was taken up and read the first time in full.

The question was put on the adoption of the Resolution.

Pending consideration of Senate Resolution No. 6,

Senator Beacham offered the following amendment to Senate Resolution No. 6:

In Section 1, line 2, (typewritten bill) strike out the word: Five, and insert in lieu thereof the following: Six.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question recurred on the adoption of Senate Resolution No. 6, as amended.

Which was agreed to and Senate Resolution No. 6, as

amended, was adopted and referred to the Committee on Engrossed Bills.

Senator Sheldon moved that the rules be waived and the hour of adjournment be extended until such time as final disposition is made of Committee Substitute for House Bill No. 146, a Special and Continuing Order of Business, and until completion of the Introduction of Bills and Joint Resolutions.

Which was agreed to by a two-thirds vote and it was so ordered.

SPECIAL AND CONTINUING ORDER OF BUSINESS

Pursuant to the motion made by Senator Collins on Wednesday, April 30, 1947, and the hour having arrived, the Senate took up the consideration of Committee Substitute for House Bill No. 146, as a Special and Continuing Order of Business.

Committee Substitute for House Bill No. 146—A bill to be entitled An Act relating to Education: to amend Sections 228.15; 228.16; 228.19; 229.23; 230.04; 230.06; 230.08; 230.09; 230.10; 230.25; 230.30; 230.34; 230.44; 231.02; 231.10; 231.11; 231.14; 231.16; 231.17; 231.18; 231.36; 231.40; 231.42; 232.01; 232.38; 236.01; 236.02; 236.03; 236.04 as amended by Section 1 of Chapter 22,537, Laws of Florida, Acts of 1945; 236.05; 236.07; 236.08; 236.09; 236.13; 236.15; 236.18; 236.61; 236.62; 239.19; 239.20; 239.22; 239.24; 242.01 as amended by Section 1 of Chapter 22,780, Laws of Florida, Acts of 1945; 242.02; 242.05 as amended by Section 1 of Chapter 22,518, Laws of Florida, Acts of 1945, and to make the necessary appropriations therefor; 242.17; 242.41; 242.42; and 242.43; Florida Statutes of 1941 as amended; and Sections 4, 6, 7, and 8 of Chapter 22,944, Laws of Florida, Acts of 1945; and to repeal Sections 230.07; 231.08; 231.19; 231.21; 235.22; 236.06; 236.10; 236.11; 236.12; 236.16; 236.60; 236.63; 236.64; 236.65; 236.66; 236.67; 240.12; 242.03 242.15; 242.16; 242.18; and 242.44, Florida Statutes of 1941, as amended.

Was taken up.

Senator Collins moved that the rules be waived and Committee Substitute for House Bill No. 146 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 146 was read the second time by title only.

Senator Collins offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 31 (8), line 12, (typewritten bill) strike out the words: proceeds of either county district or of both county and district, and insert in lieu thereof the following: proceeds of either county or district or of both county and district.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 32, line 8, (typewritten bill) after the words: "Foundation Program," insert the following: "Fund."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 45 (3), line 4, (typewritten bill) strike out the words: shall be held to a prima facie reasonable, and insert in lieu thereof the following: shall be held to be prima facie reasonable.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 50, line 36, (typewritten bill) strike out the words:

"by the present," and insert in lieu thereof the following: "by the president."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 51, line 21, (typewritten bill) insert the following at end of this line: or be preparing to teach and have his course and program approved by the head of such school, college or department of education in accordance with the plan prescribed by the State Board of Education.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 54, line 1, (typewritten bill) strike out the figures: 230.07.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins also offered the following amendment to Committee Substitute for House Bill No. 146:

In Title, line 16, (typewritten bill) strike out the figures: 230.07.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Walker and Coleman offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 40, (typewritten bill) strike out the entire section, and insert in lieu thereof the following:

SECTION 40. Section 239.20, Florida Statutes, 1941, is hereby amended to read as follows:

239.20. SENATORIAL STATE SCHOLARSHIPS. Scholarships from Senatorial Districts are designated as Senatorial State Scholarships and these may be held in any professional or vocational school or college or any of the institutions of higher learning located in the State of Florida and approved by the State Board, which offers preparation for public service in connection with State, county or municipal governmental functions in Florida as prescribed by the State Board.

Senator Walker moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon call of the roll on the adoption of the amendment offered by Senators Walker and Coleman to Committee Substitute for House Bill No. 146, the roll was called and the vote was:

Yeas—31.

Alford	Flake	King	Rose
Beall	Franklin	Leaird	Sanchez
Boyle	Fraser (29th)	Lindler	Shands
Brackin	Fraser (31st)	McArthur	Sheldon
Branch	Getzen	Moon	Sturgis
Coleman	Gray	Pearce	Walker
Collins	Johns	Perdue	Wilson
Crary	Johnson	Ray	

Nays—7.

Mr. President	Beacham	Davis	Riddle
Baynard	Carroll	Mathews	

Which was agreed to and the amendment was adopted.

Senators Walker and Coleman also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 39 (typewritten bill), strike out all of this section and insert in lieu thereof the following:

Section 39. Section 239.19, Florida Statutes, 1941, is hereby amended to read as follows:

239.19. SENATORIAL AND REPRESENTATIVE SCHOLARSHIPS. Annually every senatorial district of this State is allowed two scholarships for men and two scholarships for women for attendance at any institution of higher learning located in Florida approved by the State Board, which the scholarship holder may legally attend; and annually every county of this State is also allowed twice the number of scholarships for men and for women respectively as the county has representatives in the House of Representatives of the State of Florida, such scholarships to be used for attendance at any institution of higher learning located in Florida approved by the State Board, which the scholarship holder may legally attend: Provided, that on September 1 of any year, if one or more scholarships for either sex shall not have been awarded because of an insufficiency of qualified applicants of that sex eligible persons of the opposite sex shall be eligible for such unused scholarships in accordance with rules and regulations prescribed by the State Board.

These scholarships shall be awarded only to such residents of the several counties and senatorial districts as intend to make teaching in this State their occupation, upon a competitive examination taken pursuant to the provisions of Section 239.21, Florida Statutes, 1941, and to appropriate rules and regulations prescribed by the State Board.

Among the essential requisites for holding such scholarships are citizenship and residence in the county or senatorial district from which they are accredited, good moral character, capacity and willingness to make a success of school privileges and of teaching in this State as an occupation, and registration in the school, college or department of education or have his courses and program approved by the head of such school, college or department at the institution he is attending. When a vacancy occurs these scholarships are renewable or subject to the vacancy being filled on request of any applicant complying with the requisites for holding such scholarships pursuant to the rules and regulations prescribed by the State Board.

Senator Walker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Walker and Coleman also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 41, (typewritten bill) strike out the entire section, and insert in lieu thereof the following:

Section 41. Section 239.22, Florida Statutes, 1941, is hereby amended to read as follows:

239.22. VALUE OF SENATORIAL AND REPRESENTATIVE SCHOLARSHIPS; DISBURSEMENT OF FUND. Each senatorial and representative scholarship shall be in the sum of \$200.00 per year. At the beginning of each quarter or semester of the academic year one-third or one-half respectively of the \$200.00 allotted for each scholarship holder who is in actual attendance at an institution of higher learning, located in the State of Florida and approved by the State Board, as certified by the president of the institution based on a list of eligible scholarship holders submitted to him by the State Superintendent, shall be paid by the Comptroller to the respective state institutions of higher learning for the benefit of the scholarship holders who attend such institutions and otherwise shall be paid to the respective scholarship holders as prescribed herein. The State Board shall prescribe regulations governing the payment of scholarship funds to the institutions for the benefit of scholarship holders who take additional work during summer terms in order to complete their college training at an earlier date.

Senator Walker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Walker and Coleman also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 29, line 91 or Sub-section 4(a) line 6, (typewritten bill) strike out the words: one instruction unit shall be allowed: Provided, that one-tenth of a unit may be authorized for each exceptional child taught in situations where it is impracticable for as many as ten children to be assembled

for purposes of instruction, and insert in lieu thereof the following: one instruction unit shall be allowed; Provided, that the minimum number of pupils required for such unit may be reduced to not less than five, as authorized by regulations of the State Board, for special situations where the instruction of a larger number would not be feasible or practicable, and Provided, further, that one-fifth of a unit may be authorized for each exceptional child taught in communities where fewer than five exceptional children are in need of special instruction as determined by the county board in accordance with the provisions of law.

Senator Walker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Franklin and Branch offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 31, Sub-section 1, under "Rank III" add: "or holding a life certificate issued prior to January 1, 1939, based upon 3 years, or more, of college training."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Riddle offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 5, (printed bill), at end of Section 5, add the following: Colon Provided, that this provision shall not take effect until January 1, 1951.

Senator Riddle moved the adoption of the amendment.

Pending consideration of the amendment offered by Senator Riddle, by unanimous consent, Senator Riddle withdrew the foregoing amendment.

Senators Franklin and Branch offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 31, sub section 1 under "Rank IV" add: "and a First Grade Life Certificate or the equivalent based on 2 years, or more, of college training and dated prior to June 30, 1938, is hereby declared to be the equivalent of 3 to 3.9 years of college training."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Boyle offered the following amendment to Committee Substitute for House Bill No. 146:

(Printed bill), strike out Section (5) on page 8.

Senator Boyle moved the adoption of the amendment.

Pending consideration of the foregoing amendment offered by Senator Boyle, Senator Baynard offered the following substitute amendment to Committee Substitute for House Bill No. 146:

In Section 5 (printed bill), strike out the words: "Shall be a person of good moral character, or good standing in his community, shall be known for his integrity, business ability, public spirit, and interest in the improvement of public education."

Senator Baynard moved the adoption of the substitute amendment.

Which was agreed to and the substitute amendment was adopted.

Senator Rose moved that the rules be waived and that when the Senate adjourns today, it adjourn to reconvene at 3:00 o'clock, P. M., Monday, May 5, 1947.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Mathews moved that the rules be waived and that Senate Bills Nos. 19, 20, 21, 22, and Senate Joint Resolution No. 23 be made a Special and Continuing Order of Business for consideration by the Senate commencing at 11:30 o'clock, A. M., Wednesday, May 7, 1947.

Which was not agreed to.

The question recurred on the consideration of Committee Substitute for House Bill No. 146.

Senator King offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 9, line 12 (typewritten bill), strike out the semi-colon and insert in lieu thereof a period, and strike out the remaining portion of the section.

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators King and Baynard offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 10, line 7 (typewritten bill), strike out the words: "Florida Graduate Certificate" and insert in lieu thereof the following: "diploma".

Senator King moved the adoption of the amendment.

Pending consideration of the amendment offered by Senators King and Baynard to Committee Substitute for House Bill No. 146, Senators Sanchez, Johns and Boyle offered the following substitute amendment for the amendment offered by Senators King and Baynard:

In Section 10, (printed bill) strike out the entire section.

Senator Sanchez moved the adoption of the substitute amendment.

Upon which a roll call was demanded.

Upon call of the roll on the adoption of the substitute amendment offered by Senators Sanchez, Johns and Boyle for the amendment offered by Senators King and Baynard to Committee Substitute for House Bill No. 146, the vote was:

Yeas—7

Mr. President	Davis	Mathews	Sanchez
Boyle	Johns	Riddle	

Nays—30

Alford	Collins	Johnson	Rose
Baynard	Crary	King	Shands
Beacham	Flake	Leaird	Sheldon
Beall	Franklin	Lindler	Sturgis
Brackin	Fraser (29th)	McArthur	Walker
Branch	Fraser (31st)	Pearce	Wilson
Carroll	Getzen	Perdue	
Coleman	Gray	Ray	

So the substitute amendment failed of adoption.

The question recurred on the amendment offered by Senators King and Baynard to Committee Substitute for House Bill No. 146.

The question was put.

Upon which a roll call was demanded.

Upon call of the roll on the adoption of the amendment offered by Senators King and Baynard to Committee Substitute for House Bill No. 146, the vote was:

Yeas—6

Mr. President	Davis	Pearce
Baynard	King	Sanchez

Nays—31

Alford	Collins	Johns	Riddle
Beacham	Crary	Johnson	Rose
Beall	Flake	Leaird	Shands
Boyle	Franklin	Lindler	Sheldon
Brackin	Fraser (29th)	Mathews	Sturgis
Branch	Fraser (31st)	McArthur	Walker
Carroll	Getzen	Perdue	Wilson
Coleman	Gray	Ray	

So the amendment failed of adoption.

Senator Shands offered the following amendment to Com-

mittee Substitute for House Bill No. 146:

In Section 10, (printed bill), strike out the figures: "1952," and insert in lieu thereof the following: "1949."

Senator Shands moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Riddle offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 10, line 11 (printed bill), strike out all after "1952," and insert in lieu thereof the following: a period.

Senator Riddle moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator King offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 22, line 19 of Sub. Section 3 "Claim Must Be Filed" (typewritten bill) insert after the words "a licensed physician" the following, "or other recognized practitioner."

Senator King moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator King also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 24, line 17 (typewritten bill) insert after the words "a physician" the following "or other recognized practitioner."

Senator King moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator King also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 25, line 7, (typewritten bill) strike out the words and figures: June 30 and insert in lieu thereof the following: March 31.

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 27, Sub-Section (4), line 5 (typewritten bill), strike out the period and insert in lieu thereof the following: "except anything that adds to the efficiency of school administration as determined by the County Superintendent".

Senator King moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator King also offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 30, Sub-Section (1), line 9 (typewritten bill), after the semi-colon add the following: provided, however, the mileage limitation shall not apply to the transportation of pupils when road hazards make it unsafe for such pupils if transportation is not provided as determined by the State Superintendent in accordance with the regulations of the State Board.

Senator King moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Riddle offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 41, line 6-7 (printed bill), strike out the figures "\$200.00" and insert in lieu thereof the following: "\$400.00."

Senator Riddle moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Johnson offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 31, Sub-Section 1 at the end of "Rank V", add: "and a first grade Life Certificate or the equivalent, based on one year or more of college training and dated prior to June 30, 1940, is declared to be the equivalent of 2 to 2.9 years of college training."

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Davis offered the following amendment to Committee Substitute for House Bill No. 146:

(Printed bill), strike out Sub-section (2) Section 2 on page 4.

Senator Davis moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senators Sanchez and Johns offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 9, line 3, (printed bill), strike out the words: "County-wide vote," and insert in lieu thereof the following: "County Board Member residence district."

Senator Sanchez moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senators Sanchez and Boyle offered the following amendment to Committee Substitute for House Bill No. 146:

In Section 44, line 14 (printed bill), strike out the words: "Until January 1, 1951."

Senator Sanchez moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Rose offered the following amendment to Committee Substitute for House Bill No. 146:

In paragraph 3 of Section 236.07 (Section 31 of the bill) strike out the words: "Provided, further" to the words "salaries;" both inclusive and insert in lieu thereof the following: "Provided, further, that the foregoing shall be the minimum salaries that shall be paid teachers, including supervisory, administrative and special instructional personnel, of the several ranks, respectively, by any county entitled to participate in the Minimum Foundation Program, and if the amount of money allocated to any such county for the payment of instructional salaries under the provisions of this Act shall prove sufficient to pay said salaries, subject to the provisions of paragraph (10) of Section 236.04, Florida Statutes, 1941, as amended, there is hereby appropriated to the State Minimum Foundation Program Fund, for the benefit of such county, from the general revenue fund, a sufficient sum to make up the deficiency over and above the amount appropriated by Section 242.05, Florida Statutes, 1941, as amended, without reduction because of county levies, or sums appropriated by said section for purposes other than the payment of instructional salaries;"

Senator Rose moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Gray moved that the rules be further waived and Committee Substitute for House Bill No. 146, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 146, as amended, was read the third time in full.

Upon the passage of Committee Substitute for House Bill No. 146, as amended, the roll was called and the vote was:

Yeas—35.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Brackin	Fraser (29th)	McArthur	Sturgis
Branch	Fraser (31st)	Pearce	Walker
Carroll	Getzen	Perdue	Wilson
Coleman	Gray	Ray	

Nays—None.

So Committee Substitute for House Bill No. 146 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

The following pair was announced:

I am paired with Senator Boyle on the passage of Committee Substitute for House Bill No. 146. If he were present he would vote "Aye" and I would vote "Nay."

CHARLEY E. JOHNS,
Senator, 15th District.

EXPLANATION OF VOTE

The following explanations of votes on the passage of Committee Substitute for House Bill No. 146 were filed with the Secretary:

By Senators Riddle and Davis:

We are voting for this bill, but wish to warn the teachers that they will be sadly disappointed if they expect a very substantial increase in their salaries.

E. BERT RIDDLE,
Senator, 3rd District.
W. TURNER DAVIS,
Senator, 10th District.

By Senator Johns:

I wish to say that I am voting NO on this School Bill because I am against legislating qualifications for School Superintendents and disqualifying 98% of my people from being eligible to run for County School Superintendent and changing our School Board as my people are satisfied with the present system of electing our School Board Members.

CHARLEY E. JOHNS,
Senator, 15th District.

By Senator Rose—

I have consistently advocated a bill which will insure the teachers of this State the minimum salary which they have been led to believe they will get from this Legislation.

I have offered an amendment to the Bill which would guarantee those salaries, but it has been rejected. However, I hope that the Bill as drawn will help the teachers, or some of them, and at the same time improve our public school system.

WALTER W. ROSE,
Senator 19th District

By Senator Mathews—

I am holding my nose tight in voting for Committee Substitute for House Bill 146.

I am doing this primarily because it will raise some of the teachers' salaries of Duval County and those throughout the State.

There are so many provisions of the bill which are unconstitutional I could not vote for it without Section 55 about unconstitutional provisions. For example, the Constitution provides:

(a) That the Superintendent of Public Instruction shall be elected by the people.

(b) That the Legislature can only provide for the duties, powers and compensation of the County Superintendent of Public Instruction.

(c) The people are the best judges as to the moral and financial responsibility of candidates for public office.

The Constitution further provides that State money can only be appropriated and disbursed "solely for the support and maintenance of the free public schools."

It has always been understood that the Constitution requires that the building of school buildings, the enlargement and repair of such buildings was purely a local matter. State aid is limited to the support and maintenance of the schools established by the districts and counties.

So many good people have endorsed this program without understanding what it means. It means that hereafter all of our school matters will be centralized at and controlled by Tallahassee. The local people will surrender every vestige of local self-government over their school problems.

Many fine teachers of Duval County and the State of Florida, who have endorsed this program, will be disappointed in its actual operation. However, I can see no way to get increased money for the poorly paid teachers except by voting for this bill.

In voting for it I wish it clearly understood, I am voting for those provisions which I deem to be constitutional and am opposed to those which I consider to be unconstitutional.

JOHN E. MATHEWS,
Senator 18th District

By Senator Branch—

I vote yes, but I wish to go on record as being very much opposed to the provisions in the bill which establish the qualifications of the county school superintendent, also increasing the membership of the Board of Public Instruction from three to five and to serve without compensation. I also am very much opposed to abolishing the several school tax districts in the several counties and establishing only one special school tax district in each county. I am also opposed to the trustees and members of the school board being forced to run county at large, which more or less gets away from home rule in which I am a firm believer.

T. DREW BRANCH,
Senator, 5th District

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Boyle—

S. B. No. 407—A bill to be entitled An Act changing the name of the Railroad Commission of the State of Florida to Florida Railroad and Public Service Commission; preserving and vesting in said Commission and the members thereof, all of the appropriations, rights, powers, duties, responsibilities, jurisdiction and judicial powers now vested in said Railroad Commission and Railroad Commissioners; making all laws pertaining to said Railroad Commission and Railroad Commissioners, applicable to the Florida Railroad and Public Service Commission and the Commissioners thereof; and repealing all laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator McArthur (By Request)—

S. B. No. 408—A bill to be entitled An Act amending Section 612.17, Florida Statutes, 1941, relating to the issuance of stock certificates by corporations; providing for the use of a facsimile seal and facsimile signatures of certain officers in certain cases; providing for delivery of stock certificates executed by facsimile signatures."

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Fraser (31st)—

S. B. No. 409—A bill to be entitled An Act amending Section 374.14, Florida Statutes, 1941, relating to the taking of shrimp or prawn by non-residents and to closed seasons on the taking of shrimp or prawn; defining "non-resident persons" and "non-resident boats" and making the taking of shrimp or prawn by them or with their assistance unlawful

except when permitted by reciprocal agreements; prescribing powers of State Board of Conservation and effect of certificate of its supervisor; prescribing minimum size and weight of prawn or shrimp that may be taken; providing closed season for taking prawn or shrimp in certain areas; making it unlawful to possess, transport, buy, sell or offer for sale prawn or shrimp unlawfully taken; prescribing penalties for violations.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By the Committee on Forestry and Parks—

S. B. No. 410—A bill to be entitled An Act amending Section 589.03, Florida Statutes, 1941, relating to compensation, and allowance for expenses, of the members of the Florida Board of Forestry and Parks.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Forestry and Parks—

S. B. No. 411—A bill to be entitled An Act amending Section 590.02, Florida Statutes, 1941, relating to Forests and Parks; the powers, authority and duties of Florida Board of Forestry and Parks; the appointment of Forest Fire Fighting Crews, Forest Rangers and Forest Investigators and their powers, authority and duties.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senator Coleman—

S. B. No. 412—A bill to be entitled An Act to amend Section 196.18, Florida Statutes, 1941, being Section 2 of Chapter 21896, Laws of Florida, 1943, relating to the foreclosure of Tax or Assessment Liens so as to provide for the notice and holding of sales at the City Hall door of any city, village or town in the State of Florida in which the property is located.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Coleman—

S. B. No. 413—A bill to be entitled An Act to amend Sections 2, 6, 7, 9, 10, 12, 18, 19 and 24 of Chapter 23414, Laws of Florida, Acts of 1945, entitled: "An Act creating in the City of Miami Beach a system of pensions for disability and retirement from service of members of Police and Fire Departments employed by appointment or otherwise in said departments in said city, and to provide a fund in said city to be known as the city pension fund for firemen and policemen, and providing further for the creation of a Board of Trustees in said city, prescribing the powers and duties of such Board, providing for the payment of certain sums to all persons employed in the Fire and Police Departments in said city as shall have retired and have been retired and their dependents, to further prescribe the qualifications as to who shall be eligible and who shall receive a pension under this Act; providing for the investment and safekeeping of the funds created under this Act; providing for the regulation of the subject of pensions to all persons entitled to receive the same and to provide rules and regulations for the administration of the fund created hereunder; providing for the levy of ad valorem and excise taxes for said Pension Fund; and providing for the enforcement of this Act; and providing for the submission of said Act to a referendum of the qualified voters of said city;" providing for changes relating to the creation of, contribution to and custody of the Pension Fund, benefits to members and dependents, contractual form, computation of Pension Service, legal immunity of pension benefits and military service of members.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 413 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Coleman moved that the rules be waived and Senate

Bill No. 413 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 413 was read the second time by title only.

Senator Coleman moved that the rules be further waived and Senate Bill No. 413 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 413 was read the third time in full.

Upon the passage of Senate Bill No. 413 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 413 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman—

S. B. No. 414—A bill to be entitled An Act to amend Chapter 23427, Special Laws of Florida, 1945, the same being the Charter of the Village of North Bay Island, by changing the name of the said Village of North Bay Island to the name: "North Bay Village"; and further amending said Chapter 23427, by amending Section One of Article II thereof, concerning the boundaries of the said village; and further amending said Chapter 23427, by amending Article III thereof, concerning the jurisdiction and powers of the said village; and further amending said Chapter 23427, by amending Sections Two, Three, Four, Eight and Nine of Article IV thereof, concerning elections, in said village, and concerning the powers of the said village as to finances, legislative matters, village offices and employees and public contracts, and concerning the procedure for recall elections, and concerning public offices in said village, and the qualifications of councilmen, and the filling of vacancies in offices, and concerning the adoption of ordinances; and further amending said Chapter 23427 by amending Article V thereof, concerning elections and the qualifications of electors in said village; and further amending said Chapter 23427, by amending Article VI thereof, concerning the finances, and the assessment, levy and collection of taxes in said village.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 414 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Coleman moved that the rules be waived and Senate Bill No. 414 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 414 was read the second time by title only.

Senator Coleman moved that the rules be further waived and Senate Bill No. 414 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 414 was read the third time in full.

Upon the passage of Senate Bill No. 414 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 414 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Fraser (31st) and Pearce—

S. B. No. 415—A bill to be entitled An Act to authorize the Florida State Improvement Commission to issue revenue certificates for the purpose of financing in whole or in part the construction of armories for the Military Department, and to prescribe the powers and duties of counties and municipalities in connection therewith.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Perdue—

S. B. No. 416—A bill to be entitled An Act to extend the corporate limits of the City of Williston, Levy County, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 416 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Perdue moved that the rules be waived and Senate Bill No. 416 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 416 was read the second time by title only.

Senator Perdue moved that the rules be further waived and Senate Bill No. 416 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 416 was read the third time in full.

Upon the passage of Senate Bill No. 416 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 416 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gray—

S. B. No. 417—A bill to be entitled An Act to amend the title to and Sections 1, 2, 3, 4 and 5 of Chapter 21769, Laws of Florida, Acts of 1943, otherwise known as Section 205.69, Florida Statutes, 1941, and adding Sections 6, 7, 8, 9, 10, 11, 12, 13 and 14 thereto; defining the trade or occupation of dispensing optician; providing for the examining and regu-

lating of dispensing opticians and placing same under the jurisdiction of the State Board of Opticians; providing for a license tax on persons, firms or corporations engaging in such trade or occupation; prohibiting the sale of eye-glasses, spectacles and lenses except as provided by this Act, unless the optician has qualified with and obtained a license from the State Board of Opticians; providing for the licensing of dispensing opticians having a license to practice and trade at the time this Act becomes a law; prescribing the manner of enforcing the provisions of this Act; fixing the penalties for the violation of the terms and provisions thereof; providing that no board, agency, bureau or commission shall have jurisdiction of dispensing opticians other than the State Board of Opticians; repealing all laws or parts of laws in conflict herewith and providing for the effective date of this Act.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senators Lindler, Baynard and Branch—

S. B. No. 418—A bill to be entitled An Act defining and classifying harness racing as distinct from running or other horse racing; providing that harness racing shall be governed by Chapter 550, Florida Statutes, and by the same taxes and provisions of the law applying to dog racing with the exception of certain provisions, prohibitions and conditions applying where harness racing permits or tracks are applied for or located within defined distances from or within the same county as other racing plants or tracks or within counties having a population of less than 130,000 by the preceding State or Federal census; authorizing the State Racing Commission to make appropriate regulations governing harness racing and effectuating this Act; increasing the compensation of the Racing Commission's Secretary on account of additional duties imposed hereby; and repealing all laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

By Senator Lindler—

S. B. No. 419—A bill to be entitled An Act for the relief of John Green Hodges of Lake City, Columbia County, Florida, for injuries received by him while working on a State Road in said County as an employee of the State of Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Sturgis—

S. B. No. 420—A bill to be entitled An Act relating to the deraignment of title in suits to quiet title and amending Section 66.20, Florida Statutes, 1941.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Boyle—

S. B. No. 421—A bill to be entitled An Act defining and recognizing the occupation of public bookkeeper in the State of Florida; providing for the rights of public bookkeepers; providing that public bookkeepers shall pay an occupational license tax; and providing that violation of this Act shall constitute a misdemeanor.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Mathews—

S. B. No. 422—A bill to be entitled An Act affecting the government of the City of Jacksonville; fixing the salary of the City Recorder, and providing for terms of payment thereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 422 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Mathews moved that the rules be waived and Senate Bill No. 422 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 422 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 422 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 422 was read the third time in full.

Upon the passage of Senate Bill No. 422 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 422 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators King and Baynard—

S. B. No. 423—A bill to be entitled An Act to fix the liability of a bailor of a motor vehicle for hire for injury caused in the operation thereof.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senators King and Baynard—

S. B. No. 424—A bill to be entitled An Act to amend Section 47.29, Florida Statutes, 1941, relating to the service of process upon non-resident motor vehicle owners, drivers and operators.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Franklin—

S. B. No. 425—A bill to be entitled An Act providing that no policy of life insurance, or endorsement thereto, shall be issued by an insurer to any resident of the State until copy of form thereof and form of application therefor have been filed with the Insurance Commissioner; providing that the Insurance Commissioner shall order an insurer to discontinue use of any such policy, application or endorsement for certain stated causes set forth herein and providing notice and hearing with respect to such order; providing revocation of certificate of authority for failure of an insurer to comply with any such order; providing for review of any such order by the Circuit Court of Leon County, Florida, by certiorari; defining the terms "life insurance policy" and "insurer" and including in the definition of the latter term benevolent mutual benefit associations or societies and fraternal benefit societies; and fixing the effective date of this Act.

Which was read the first time by title only and referred to the Committee on Insurance.

By Senator Brackin—

S. B. No. 426—A bill to be entitled An Act to amend Section 374.13, Florida Statutes, 1941, relating to the taking of shrimp from inside waters.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

Senator Gray moved that the rules be waived and Senate Bills Nos. 19, 20, 21, 22 and Senate Joint Resolution No. 23 be made a Special and Continuing Order of Business for consideration by the Senate commencing at 11:45 o'clock A. M., Wednesday, May 7, 1947.

Upon which a roll call was demanded.

Upon call of the roll on the motion made by Senator Gray the vote was:

Yeas—4.

Gray	Mathews	Pearce	Ray
------	---------	--------	-----

Nays—24.

Mr. President	Branch	Fraser (29th)	Perdue
Alford	Coleman	Johns	Rose
Baynard	Collins	Johnson	Shands
Beacham	Crary	King	Sheldon
Beall	Davis	Leaird	Walker
Brackin	Flake	Lindler	Wilson

So the motion failed of adoption.

By Senator Sheldon—

S. B. No. 427—A bill to be entitled An Act to amend Sections 583.01, 583.05, 583.09, 583.12, 583.14, 583.18 and 583.20, Florida Statutes, 1941, relating to the classification and sale of eggs and poultry, etc.

Which was read the first time by title only and referred to the Committee on Agriculture and Livestock.

By Senator Ray—

S. B. No. 428—A bill to be entitled An Act imposing taxes on soft drinks: authorizing imposition of municipal taxes on soft drinks which shall be a credit against the state tax; providing for collection of the taxes and enforcement of the Act by the State Beverage Department and making an appropriation thereto for purposes of administration; Providing for licensing of manufacturers and dealers in soft drinks, for penalties for non compliance with the act, and for disposition of the proceeds of the taxes.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Beall—

S. B. No. 429—A bill to be entitled An Act amending Chapter 21668, Laws of Florida, Acts of 1943, entitled "An Act providing for the appointment and compensation of an Assistant County Solicitor in and for the Court of Record of Escambia County, Florida, and in all constitutional courts of record in the State of Florida," by providing for the appointment, compensation and expenses of two Assistant County Solicitors in and for the Court of Record of Escambia County, Florida, and in all constitutional courts of record in the State of Florida.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Beall—

S. B. No. 430—A bill to be entitled An Act to amend Sections 1, 2, 3, 4 and 5 of Chapter 11977, Laws of Florida, 1927, and to provide for the appointment of an official Court Reporter of all Constitutional Courts of Record in the State of Florida, including without limitation the Court of Record of Escambia County, Florida; to provide for the qualifications, duties and compensation for such Court Reporter; to provide an appropriation for the payment of such compensation.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 430 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 430 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 430 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 430 was read the third time in full.

Upon the passage of Senate Bill No. 430 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 430 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 431—A bill to be entitled An Act amending Section 10 of Chapter 22867, Laws of Florida, 1945, the same being Section 199.31 of the 1945 Supplement, Florida Statutes, 1941, providing for the distribution and disposition of intangible taxes collected by the State of Florida.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Leaird—

S. B. No. 432—A bill to be entitled An Act amending Section 947.12, Florida Statutes, 1941, relating to salaries and expenses of the Florida Parole Commission.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Leaird—

S. B. No. 433—A bill to be entitled An Act relating to and providing for the procurement, preparation, publication, printing, purchase, sale and distribution of the reports of the Supreme Court of the State of Florida and making an appropriation therefor and repealing Sections 25.31, 25.32, 25.33, 25.34 and 25.35, Florida Statutes, 1941.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Leaird—

S. B. No. 434—A bill to be entitled An Act amending Section 322.18, Florida Statutes, 1941, relating to expiration and renewal of drivers' licenses: providing for payment of an additional fee for renewal of license after expiration date in lieu of examination, and machinery for handling and collecting same; and amending paragraph (1) and paragraph (4), Chapter 22838, Laws of Florida, 1945, being An Act amending Section 322.21, Florida Statutes, 1941, relating fees to be paid for drivers' licenses, and machinery for handling and collecting same; fixing effective date of Act and repealing all laws in conflict therewith.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senators Beacham, Beall and King—

S. B. No. 435—A bill to be entitled An Act to provide for a permanent registration of qualified electors in counties of the State of Florida having a population of more than one hundred thousand (100,000) and less than one hundred thirty thousand (130,000) according to the last State census; to provide for the Board of County Commissioners to take from the General Fund of all counties affected by this Act all funds to carry out this Act; to define and prescribe the powers and duties of the Supervisor of Registration in relation to such permanent registration; to provide for the establishment and maintenance of files and records pertaining thereto and the appointment of Deputy Supervisors of Registration; to provide for official registration cards, registration certificates, registration books and records and for the use, maintenance, and preservation thereof; to provide for the registration of electors at the office of the Supervisor of Registration and in sub-offices; to provide for the transfer of registration upon removal from one

precinct to another, and for recording changes in party affiliations; to provide for the cancellation of registration in the event of an electors failure to return notice of removal from said county, or his death or other disqualifications; to prescribe the effective date of said new registration; to adopt general state laws not inconsistent herewith and to repeal conflicting and inconsistent laws; and to provide that the provisions hereof shall be severable.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 435 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 435 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 435 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 435 was read the third time in full.

Upon the passage of Senate Bill No. 435 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 435 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sheldon—

S. B. No. 436—A bill to be entitled An Act to amend Sections 2 and 3 of Chapter 21071, Laws of Florida, 1941 and titled, "An Act providing for the appointment of a Timber Warden by the sheriffs in counties of the State of Florida, having a population of not less than one hundred thousand nor more than two hundred thousand according to the last preceding Federal Census, requiring that such Timber Wardens be deputy sheriffs; prescribing the duties to be performed by such Timber Warden and providing for his compensation and allowance of expense and designating the fund out of which same shall be paid." To provide for his salary and expenses and to prescribe his duties.

Which was read the first time by title only and referred to the Committee on Population.

By Senator Sheldon—

S. B. No. 437—A bill to be entitled An Act to create and establish the University of Florida School of Medicine and Dentistry to be located in Hillsborough County, Florida; providing for the acquisition of property and for the establishment, maintenance and operation thereof; providing for the creation of a Board of Regents therefor, their appointment, tenure, powers, duties and compensation; setting forth the respective powers and duties of the State Board of Education, State Board of Control, State Comptroller and State Treasurer, relative to the establishment, operation, and maintenance of the school; empowering the school to acquire, use and dispose of cadavers for educational and scientific purposes; and making appropriations for the acquisition, construction, equipment, maintenance, and operation of such school.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Sanchez—

S. B. No. 438—A bill to be entitled An Act to establish a College of Veterinary Medicine and Surgery in the University of Florida; to define the powers and duties of the Board of Control in regard thereto; and making an appropriation for the establishment and maintenance of such college.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senators Johns, Gray, Branch, Riddle and Mathews—

S. B. No. 439—A bill to be entitled An Act imposing State license taxes upon any person, firm or corporation or association of persons engaging in the business or exercising the privilege of publishing daily newspapers or weekly newspapers for profit; graduating said taxes according to the number of daily or weekly newspapers published by the owner or owners thereof; providing for the collection and appropriation of said tax.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Gray—

S. B. No. 440—A bill to be entitled An Act regulating the design, installation, alteration, maintenance and inspection of elevators; providing fees for inspection of same and certificates of operation; providing for penalties for the violation thereof; imposing certain duties upon the Florida Industrial Commission; repealing all laws in conflict herewith and making this Act effective July 1, 1947.

Which was read the first time by title only and referred to the Committee on Labor and Industry.

By Senator Sheldon—

S. B. No. 441—A bill to be entitled An Act to amend Chapter 38 of the Florida Statutes, 1941, by adding thereto Section 38.191 providing for suspension of retirement compensation which is being received by any retired Circuit Judge, who during the period of his retirement shall become an official of, or be employed by the State of Florida and further to amend Section 38.16 of the Florida Statutes, 1941, by prohibiting retired Circuit Judges, while drawing retirement compensation, from practicing law in the several Circuit Courts and the Supreme Court of Florida and to further amend said Section 38.16 by providing for suspension of retirement compensation of any retired Judge who practices law in said Courts of Florida.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Sheldon—

S. B. No. 442—A bill to be entitled An Act authorizing municipalities in the State of Florida to permit existing encroachments in public streets and alleys.

Which was read the first time by title only and referred to the Committee on Cities and Towns.

By Senator Sheldon (By Request)—

S. B. No. 443—A bill to be entitled An Act declaring the Public Policy of the State of Florida with reference to the preservation and protection of the underground water supply of the State from waste and pollution due to the drilling of water wells by inexperienced and incompetent welldrilling contractors; defining water wells, welldrillers and welldrilling contractors; creating and establishing the Florida State Board of Welldrillers; providing for the appointment of members composing said Board; defining the qualifications of the members; granting certain powers and duties to said Board; providing for the expenses of said Board and for the organization and holding of meetings, and keeping of records of said Board; providing for registration of welldrillers and welldrilling contractors and defining qualifications for registration; providing for the holding of examinations and the issuance of certificates of registration fees; providing for the issuance of temporary certificates to welldrillers from other states; providing for renewals of the certificates of registration; regulating the drilling of water wells and providing and requiring that all water wells drilled in the State of Florida shall be in accordance with the Laws, rules and regulations of the State Board of Health and the State Board of Conservation relating there-

to, and providing that the violation of such laws, rules and regulations shall be cause for the revocation of the certificates of registration of welldrillers and well drilling contractors; providing for the suspension and revocation of certificates issued to welldrillers and welldrilling contractors; providing procedure for determining violations and describing penalties therefor; providing for appeals from the action of said Board; defining violations of this Act and the penalties for such violations; defining and providing for exemptions from the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation.

By Senator Crary—

S. B. No. 444—A bill to be entitled An Act relating to liens for Attorneys' Fees in the Courts of this State and providing that where a dispute has arisen between attorney and client as to the amount or payment of Attorney's Fees and Expenses, the same may be determined and a lien therefor imposed by judgment of the Court in summary proceedings ancillary to the litigation giving rise to such fees and lien therefor.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 3:53 o'clock, P. M., until 3:00 o'clock, P. M., Monday, May 5, 1947.